

ASSEMBLY BILL

No. 2866

Introduced by Assembly Member De Leon

February 22, 2008

An act to amend Section 48000 of the Public Resources Code, relating to solid waste.

LEGISLATIVE COUNSEL'S DIGEST

AB 2866, as introduced, De Leon. Solid waste: solid waste disposal fees.

Existing law, the California Integrated Waste Management Act of 1989, requires an operator of a solid waste disposal facility to pay a quarterly fee to the State Board of Equalization based on the amount of solid waste disposed of at each disposal site. Commencing with the 1995–96 fiscal year, the act requires the California Integrated Waste Management Board to establish the amount of the fee, as specified, and limits the fee to a maximum of \$1.40 per ton.

This bill would, commencing with the 2008–09 fiscal year, require the board to establish the amount of the fee in an amount not exceeding \$2 per ton.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 48000 of the Public Resources Code is
- 2 amended to read:
- 3 48000. (a) ~~Each~~*An* operator of a disposal facility shall pay a
- 4 fee quarterly to the State Board of Equalization which is based on

1 the amount, by weight or volumetric equivalent, as determined by
2 the board, of all solid waste disposed of at each disposal site.

3 (b) ~~The fee for solid waste disposed of shall be one dollar and~~
4 ~~thirty-four cents (\$1.34) per ton. Commencing with the 1995–96~~
5 ~~fiscal year, Commencing with the 2008–09 fiscal year, the board~~
6 ~~shall establish the amount of the fee shall be established by the~~
7 ~~board~~ at an amount that is sufficient to generate revenues equivalent
8 to the approved budget for that fiscal year, including a prudent
9 reserve, but shall not exceed ~~one dollar and forty cents (\$1.40) per~~
10 ~~ton two dollars (\$2) per ton.~~

11 (c) The board shall notify the State Board of Equalization on
12 the first day of the period in which the rate shall take effect of any
13 rate change adopted pursuant to this section.

14 (d) The board and the State Board of Equalization shall ensure
15 that all the fees for solid waste imposed pursuant to this section
16 that are collected at a transfer station are paid to the State Board
17 of Equalization in accordance with this article.